

THE CIRCUIT/COUNTY COURT IN AND FOR
BREVARD COUNTY, FLORIDA

SEARCH WARRANT RETURN

IN THE NAME OF THE STATE OF FLORIDA

Received the within search warrant on the 3rd day of August, 2016, by diligently searching the vehicle, vessel, person(s) or premises described herein and by taking into my custody and possession the following described property to wit:

1) See attached Property Report

And I further executed the said warrant by delivering a duplicate copy of this warrant to the residence and by making and delivering to the said a true inventory of the above described property.




Detective Rebecca Tillett 178
PALM BAY POLICE DEPARTMENT

I, Detective Rebecca Tillett, the Officer by whom the warrant was executed, do swear that the above inventory contains a true and detailed account of all the property taken by duly authorized persons on said warrant.



Detective Rebecca Tillett 178
PALM BAY POLICE DEPARTMENT



Notary Public, State of Florida
Sworn to and Subscribed
before me this day of , 2014
Pursuant to Florida Statute 117.10

FILED N. PALM BAY
CLERK OF CIR. COURT
BREVARD CO. FLA.

2016 AUG 10 A 10:22

SCOTT ELLIS

described, and for the seizure, safekeeping, and examination thereof subject to the order of this honorable court, by the duly constituted officers of the law


AFFIANT Detective Rebecca Tillett

Sworn to and subscribed before me
this 8 day of August, 2016.


Judge of the Circuit/County Court, in and
for Brevard County Florida

wheelchair but advised that he would have a shootout with law enforcement officers

Amy consistently advised her husband to "leave her alone" as she hid in the bedroom. Demarco attempted to gain entry into the bathroom where Amy was located and it was relayed to dispatchers that the door handle was moving. Amy was hysterical and crying before a loud scream was heard and the phone disconnected. Dispatchers and officers attempted numerous times to make contact via telephone with Demarco and Amy but were unsuccessful.

History of Demarco includes suicidal threats. Demarco was previously involved in a shooting where he suffered injuries that caused him to be in a wheelchair for the remainder of his life.

The Crisis Negotiations Team (CNT) made numerous attempts to contact Demarco and Amy via telephone but were unsuccessful. The original 911 call came from a cell phone believed to belong to Amy at phone number 321-557-3019 and was the phone number that Amy was last heard on screaming before the phone went silent. CNT members also attempted to contact Demarco at phone number 321-549-9282.

SWAT members breached the front door to the residence due to the exigent circumstances that were presented. Verbal commands were given inside the residence and a faint female voice was heard. Amy advised SWAT members that she was shot. Amy was located in the bathroom next to Demarco when SWAT members made entry further into the residence. Amy was eventually extracted from the bathroom and it was realized that she suffered numerous gunshot wounds to her person. Demarco presented a threat to law enforcement officers and was shot. Demarco was eventually pronounced deceased.

Your affiant, Rebecca Tillett, attended and graduated from the University of North Florida with a Bachelor of Arts in Criminal Justice and a Bachelor of Arts in Psychology in 2012. Your affiant graduated Eastern Florida State College Law Enforcement Academy in 2013 after obtaining over 750 hours of training. Your affiant has been continuously employed as a Police Officer by the City of Palm Bay since August 2013 and was previously assigned to the Uniform Services Division. Presently, your affiant is assigned to the Major Case Unit of the Palm Bay Police Department as a detective of the Criminal Investigations Division.

WHEREAS your affiant has probable cause to believe, and does believe that evidence related to an Attempted Murder to-wit blood, bodily fluid, DNA evidence, firearms and firearm related equipment to include but not limited to bullets, casings, magazines, projectiles, glass or sharp edged weapons, cell phone(s), is currently being kept, stored or utilized on, in, at or within the above described premises, including its curtilage, at 1781 Lockheed Street SE Unit D, Palm Bay, Brevard County, Florida.

WHERE OF your affiant makes this affidavit and prays that the issuance of a search warrant in due form of law authorizing the search of the herein described premises, which is reasonably believed to be associated with the properties and activities described above, for the said evidence herein

IN THE CIRCUIT/COUNTY COURT, IN AND FOR
BREVARD COUNTY, FLORIDA

AFFIDAVIT
FOR SEARCH WARRANT

FILED IN PALM BAY
CLERK OF CIR. CT.
BREVARD CO. FL

2016 AUG 10 A 9:32

SCOTT ELLIS

IN THE NAME OF THE STATE OF FLORIDA

BEFORE ME, _____, Judge of the Circuit/County Court, in and for Brevard County, Florida, personally appeared Detective Rebecca Tillett, a City of Palm Bay Police Officer, Brevard County, Florida, who being first duly sworn, deposes and says that affiant is a citizen and resident of said Brevard County, State of Florida, and that she has reason to believe, that certain laws have been and are being violated at those certain premises located in Brevard County, Florida, described as follows, to wit: Attempted Murder, contrary to 782.04 and 777.04, Florida Statutes

The premises subject to this warrant is located at 1781 Lockheed Street SE Unit D, Palm Bay, Florida. To locate the said premises, one would begin at the intersection of Babcock Street SE and Malabar Road SE. Proceed south on Babcock Street SE approximately 0.5 miles. Turn east on Convair Street SE for approximately 390 feet. Proceed to Martin Road approximately 0.1 miles and travel south. Turn east onto Lockheed and travel approximately 341 feet. The residence is located on the south side of the roadway. The residence is a duplex style residence and has tan siding and white trim. The front windows to the residence have white trim on the sides. The roof is a light color and is covered in shingles. The door to the residence is located at Unit "D" on the west end of the duplex. A wooden porch is located on the front of the residence. The mailbox is white in color and is located at the end of the driveway.

The residence to be searched is owned by Robert Millar. The residence to be searched is believed to be inhabited by Demarco Newman and Amy Jones. The affidavit for the search warrant, by the affiant, Detective Rebecca Tillett, sets forth the facts, which establish probable cause for the affiant to believe that there is now on, in, at, or within the above described premises, including its curtilage and vehicles, items related to wit: Attempted Murder contrary to sections 782.04 and 777.04, Florida Statutes.

THE FACTS tending to establish the grounds for this application and the probable cause of affiant believing that such facts exist are as follows:

On Tuesday, August 2nd, 2016, the Palm Bay Police Department (PBPD) received a call for service from Amy Jones reference her husband cutting himself with glass, and being in possession of a firearm. Amy advised PBPD dispatch that her husband Demarco Newman, had a firearm in his possession and was attempting to gain entry into the bathroom where she was hiding. It was learned that Amy was at her residence located at 1781 Lockheed Street SE Unit D. Demarco is bound to a

NOW THEREFORE, you, and such lawful assistance may be necessary are hereby commanded in the name of the State of Florida to search the above described premises and curtilage thereof, including any vehicles located within the curtilage reasonably believed to be engaged or connected with said illegal activity, for the said property heretofore described, and for the seizure, examination, and safekeeping thereof, either in the daytime or the nighttime or on Sundays, as the exigencies of the occasion may demand, in order that the evidence may be procured to be used in the prosecution of such person or person who have unlawfully used, possessed, or are using or possessing the same in violation of the laws of the State of Florida.

YOU ARE FURTHER COMMANDED to make up, at the time and place of seizure, a full and true list or inventory of all things seized, in duplicate, and signed by you or the processing crime scene technician. You shall deliver one duplicate copy of said inventory and a duplicate copy of this warrant to the person in charge of said premises or, in the absence of such person, to leave said duplicate in said premises.

YOU ARE FURTHER COMMANDED forthwith to bring all property seized and any person arrested before the court having proper jurisdiction to be dealt with in accordance with the law, and to make return of said warrant, with the copy of the inventory duly attached thereto, to said court, properly verified by affidavit, according to law within ten (10) days of the date of this warrant.

Ordered this 2 day of August 2016.

Judge of the Circuit/County Court, in and
for Brevard County, Florida

IN THE CIRCUIT/COUNTY COURT, IN AND FOR
BREVARD COUNTY, FLORIDA

SEARCH WARRANT

IN THE NAME OF THE STATE OF FLORIDA

To: Chief Mark Renkens, Chief of Palm Bay Police Department; or any of his duly authorized police officers; Wayne Ivey, Sheriff of Brevard County, Florida; or his duly sworn deputies in Brevard County, Florida; Rick Swearingen, Commissioner of the Florida Department of Law Enforcement, or any of his duly authorized agents; and any law enforcement assistance as is necessary.

WHEREAS, Detective Rebecca Tillett, a City of Palm Bay Police Officer, Brevard County Florida, has this day made complaint under oath before me, Judge of the Circuit/County Court, in and for Brevard County Florida, stating that affiant has reason to believe, and does believe that a certain premises, including its curtilage, located in Brevard County, at 1781 Lockheed Street SE Unit D, Palm Bay, Florida and particularly described and can be located as follows:

The premises subject to this warrant is located at 1781 Lockheed Street SE Unit D, Palm Bay, Florida. To locate the said premises, one would begin at the intersection of Babcock Street SE and Malabar Road SE. Proceed south on Babcock Street SE approximately 0.5 miles. Turn east on Convar Street SE for approximately 390 feet. Proceed to Martin Road approximately 0.1 miles and travel south. Turn east onto Lockheed and travel approximately 341 feet. The residence is located on the south side of the roadway. The residence is a duplex style residence and has tan siding and white trim. The front windows to the residence have white trim on the sides. The roof is a light color and is covered in shingles. The door to the residence is located at Unit "D" on the west end of the duplex. A wooden porch is located on the front of the residence. The mailbox is white in color and is located at the end of the driveway.

Blood, bodily fluid, DNA evidence;
Clothing;
Firearms and firearm related equipment to include but not limited to bullets, casings, magazines, projectiles;
Glass or sharp edged weapons;
Cell phones;

Which are evidence of a felony violation of the laws of the State of Florida, to-wit: **Attempted Murder**, contrary to section 782.04 and 777.04 Florida Statutes

THE COURT has interviewed the affiant, and it appears that she is a responsible and reputable person, citizen of Brevard County Florida, and employed as a law enforcement officer as set forth above. The court has considered the affidavit and is satisfied as to the existence of the facts as set forth therein, and finds that said facts do establish and constitute probable cause for the issuance of a